

**FAKED**  
1/17/07

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**Delivered by Telecopy**

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**Re: *Fejerman v. Freedom Air***

Dear David:

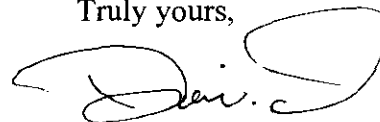
George is busy preparing for a trial so I am helping out.

As I understand it, there actually is no deadline for sharing expert reports set by the Court. I also understand that Freedom Air actually initially rejected Plaintiff's request to have Mr. Perez inspect the plane and Plaintiff had to get the Court to intervene. Moreover, there was no quid-pro-quo agreement about producing any report (what if we decided we did not want one?) let alone a deadline for doing so. Additionally, we have told you Mr. Perez' preliminary conclusion is that the raisers are unequal height and we provided you already with this photographs. Finally and perhaps most importantly, there is no report yet as we need additional discovery which Defendant is now refusing us.

Nonetheless, George tells me you have been cooperative and we would like to move forward. So I have asked Mr. Perez - - at our additional expense - - to prepare an interim report. I hope this is acceptable. Otherwise we are in a Mexican stand-off as Mr. Perez cannot complete his investigation until further discovery is done but Defendant will not allow us to conduct that discovery.

Please let me know if our proposal is acceptable and/or if any portion of this letter is inaccurate. Thank you.

Truly yours,



David G. Banes

Ex A.